P.R. No. 3145/05
Presented by Shri Vaibhav Choudhary
dated 13/12/05

(1)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

Single Bench

M.C.C. NO. 271 / 2005

APPLICANTS PLAINTIFFS : 1] Pila Singh S/o. Late Ram Prasad
Aged about 34 years,

2] Dila Singh S/o. Late Ram Prasad,
Aged about 25 years,

3] Agarmati S/o. Late Ram Prasad,
Aged about 33 years,

4] Laxmaniya Wd/o. Late Mangal Sai,
Aged about 35 years,

All above are R/o. Village Chhindkalo, P.S. Darima, Tah. Ambikapur, Distt. Surguja (C.G.)

VERSUS

RESPONDENT DEFENDANT : Sugri Bai Wd/o. Late Mohan,
Aged about 59 years, Caste Kanwar, Occupation House Wife, R/o. Village Chhindkalo, P.S. Darima, Tahsil Ambikapur, Distt. Surguja (C.G.)

APPLICATION U/S. 151 OF C.P.C. FOR RESTORATION OF THE SECOND APPEAL NO. 417/05, DISMISSED FOR WANT OF PROSECUTION

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(15)

आदेश पत्रक

मामला क्रमांक MCC 2211/05 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	14.12.2005: Shri V.A. Goverdhan counsel for the applicants. Heard. This M.C.C has been filed for restoration of Second Appeal No. 417/2005 which was dismissed for non prosecution on 2.12.2005. Learned counsel for the applicants submits that when the case was called for the first time the counsel for the appellants appeared and prayed for pass over. However, when it was again called in the second round, the counsel could not appear as he was busy in other Court. This M.C.C is duly supported by affidavit. For the reasons stated in the application it is allowed and the Second Appeal which was dismissed on 2.12.2005 for want of prosecution is restored to its original number. **Sd/-** **Dhirendra Mishra** **Judge**	